

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

AFSHIN MONSEFI, Individually and on Behalf)	
of All Those Similarly Situated,)	
))	
Plaintiff,))	
))	
vs.))	
))	Civ. No. 1:08 Civ 01328 (RJS)
ORION ENERGY SYSTEMS, INC., NEAL R.)	
VERFUERTH, DANIEL J. WAIBEL,)	ECF Case
THOMAS A. QUADRACCI, MICHAEL J.)	
POTTS, DIANA PROPPER de CALLEJON,)	
JAMES R. CACKLEY, ECKHART G.)	
GROHMANN, PATRICK J. TROTTER,)	
THOMAS WEISEL PARTNERS, LLC,)	
CANACCORD ADAMS, INC., and PACIFIC)	
GROWTH EQUITIES, LCC,)	
))	
Defendants.))	
JASON ALLEN, Individually and on Behalf of)	
All Those Similarly Situated,)	
))	
Plaintiff,))	
))	
vs.))	
))	Civ. No. 1:08 Civ 01992 (RJS)
ORION ENERGY SYSTEMS, INC., NEAL R.)	
VERFUERTH, DANIEL J. WAIBEL,)	ECF Case
THOMAS A. QUADRACCI, MICHAEL J.)	
POTTS, DIANA PROPPER de CALLEJON,)	
JAMES R. CACKLEY, ECKHART G.)	
GROHMANN, PATRICK J. TROTTER,)	
THOMAS WEISEL PARTNERS, LLC,)	
CANACCORD ADAMS, INC., and PACIFIC)	
GROWTH EQUITIES, LCC,)	
))	
Defendants.))	

**RESPONSE OF THE SITZBERGER GROUP TO COMPETING
MOTIONS FOR APPOINTMENT AS LEAD PLAINTIFF AND
APPROVAL OF SELECTION OF LEAD COUNSEL**

WILLIAM JENNINGS GOLSTON, On Behalf)	
of Himself and All Others Similarly Situated,)	
)	
Plaintiff,)	
)	
vs.)	
)	Civ. No. 1:08 Civ 2984 (RJS)
ORION ENERGY SYSTEMS, INC., NEAL R.)	
VERFUERTH, DANIEL J. WAIBEL, THOMAS)	ECF Case
A. QUADRACCI, MICHAEL J. POTTS, DIANA)	
PROPPER de CALLEJON, JAMES R.)	
KACKLEY, ECKHART G. GROHMAN,)	
PATRICK J. TROTTER, THOMAS WEISEL)	
PARTNERS, LLC, CANACCORD ADAMS,)	
INC., and PACIFIC GROWTH EQUITIES, LCC,)	
,	
)	
Defendants.)	

On April 11, 2008, the Sitzberger Group and three other movants filed motions, each of which requested that the Court appoint it as Lead Plaintiff in this action on behalf of a similar class of purchasers of Orion Energy Systems, Inc. common stock. The three other movants are: Iron Workers Local No. 25 Pension Fund, Walter Milbrath, and the Elder Group.¹ On April 28, 2008, movant Walter Milbrath withdrew his motion for appointment as Lead Plaintiff.

Upon review of the remaining competing motions for appointment as Lead Plaintiff that were filed, it appears that the Iron Workers Local No. 25 Pension Fund has sustained the largest losses of all other movants. As such, there is a presumption that it is the most adequate plaintiff to serve as Lead Plaintiff over the actions. While the Sitzberger Group does not oppose the Iron

¹ One of the members of the Sitzberger Group, Boris Nayflish, was also included as a proposed lead plaintiff in the Elder Group's motion filed by Paskowitz & Associates. Mr. Nayflish's physical signature does not appear on the Certification Paskowitz & Associates filed with their lead plaintiff motion and Mr. Nayflish has advised Paskowitz & Associates that they should remove him from the Elder Group.

Workers Local No. 25 Pension Fund's motion, the Sitzberger Group expressly reserves its right to seek to serve as Lead Plaintiff should the Court determine Iron Workers Local No. 25 Pension Fund is not qualified to serve as Lead Plaintiff, or if it withdraws, whether at this or a later stage of the proceedings.

DATED: April 28, 2008

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s/ Jeffrey Klafter

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CERTIFICATE OF SERVICE

I, Jeffrey Klafter, hereby certify that on April 28, 2008, the following document:

- RESPONSE OF THE SITZBERGER GROUP TO COMPETING MOTIONS FOR APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL;

was filed and served electronically in accordance with the Federal Rules of Civil Procedure, the Local Rules of the Southern District of New York, and the Southern District's Rules on Electronic Service upon all Counsel of Record, as indicated below, each of whom has registered for Electronic Case Filing in one of the above-captioned Actions:

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